

GOVERNMENT OF ANDHRA PRADESH

Abstract

P.S. Panchayat Raj & Rural Development Department - Sri Y. Sagareswara Rao, Chief Executive Officer, Vizianagaram (retired as Addl.Commissioner) - Trapped on 4-4-2001- Convicted Set aside the orders of the Special Judge for SPE & ACB Cases, Hyderabad by the Hon'ble High Court A.P in Cr.177/2004 -Further action dropped against him in trap case - Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 1754

**Dated : 22.09.2012.
Read the following.**

- 1.From the DG,ACB, Hyderabad Lr. No. 65/RCT-VVZ/2001-S12, dt. 11.4.2001.
- 2.G.O.Rt.No. 593, PR&RD (Estt.VI) Department,dated:05.05.2001
3. G.O.Ms.No.111,PR&RD(V.S.II) Dept., Dated.31-2-2002.
- 4.Judgment dated 21.1.2004 in C.C.No.16/2002 of the Special Judge for SPE & ACB Cases, Visakhapatnam.
- 5.G.O.Rt. No. 2156, PR&RD (Vig.IV) Department, dated: 31.12.2005.
6. Orders of the Hon'ble High Court of AP in Cr.Appeal No. 177/2004, dt. 4.3.2011.
7. From the DG, ACB, Hyderabad Lr. No.65/RCT-VVZ/2002-S11, dt. 06.2001.

ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad has informed that Dr. Y. Sagareswara Rao, Chief Executive Officer, Zilla Parishad, Vizianagaram was trapped on 4.4.2001, when he demanded and accepted a bribe of Rs.3,000/- from the complainant Sri Mujaga Sundarlal, Assistant Sub Inspector of Police, Gajapathinagaram, Vizianagaram District, to show official favour in transferring the son-in-law of the complainant from Nandabalaga an agency area, to a place nearby Vizianagaram, on deputation and orders were issued for placing Dr. Y. Sagareswara rao Chief Executive Officer, Zilla Parishad, Vizianagaram under suspension vide 2nd read above.

2. In the reference 3rd read above, Prosecuting to Sri Y.Sagareswara Rao, Chief Executive Officer, Zilla Parishad, Vizianagaram in the Court of law.

3. In the reference 4th read above, the Special Judge for SPE&ACB Cases, Visakhapatnam pronounced the judgement on 21-1-2004, in the case against Sri Y. Sagareswara Rao, formerly Chief Executive Officer, Zilla Praja Parishad, Vizianagaram and presently Additional Commissioner (Retd) finding him guilty of the charges framed. The Accused Officer was convicted under Section 248(2) Cr.PC. and sentenced to undergo rigorous imprisonment for two years and to pay a fine of Rs.2,000/- in default to suffer simple imprisonment for one month u/s 7 of P.C. Act, 1988 and further sentenced to undergo rigorous imprisonment for three years and to pay Rs.3,000/- in default to suffer simple imprisonment for one month under section 13(2) read with 13(1)(d) of the P.C. Act, 1988 and both the substantive sentences of imprisonment are ordered to run concurrently.

4. In the reference 5th read above, orders were issued to impose the punishment of withholding of the entire pension and gratuity in full and permanently against Sri Y.Sagareswara Rao, the than Chief Executive Officer, Zilla Parishad,, Vizianagaram and Additional Commissioner (Retired), O/o Commissioner, Panchayat Raj and Rural Employment, Hyderabad into the said allegations as he was found guilty of the charges.

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5. In the reference 6th read above, the Hon'ble High Court of A.P. in Cr. 177/2004 filed by Sri Y.Sagareswara Rao, the then Chief Executive Officer, Zilla Parishad,, Vizianagaram and Retired Additional Commissioner, O/o Commissioner, Panchayat Raj and Rural Employment, Hyderabad, to set aside the orders of the Special Judge for SPE & ACB Cases, Hyderabad in Judgment dated:21.01.2004 in C.C.No.16/2002.

6. In the reference 7th read above, the Director General, Anti Corruption Bureau, Hyderabad has opined that there are no grounds to prefer an appeal in the Supreme Court of India against the orders of the High Court of A.P. in Cr.177/2004.

7. After examining the matter and keeping in view of orders of the the Hon'ble High Court of A.P. in Cr. Appeal No. 177/2004, dt. 4.3.2011 further action in trap case, in respect of Dr. Y. Sagareswara rao, Chief Executive Officer, Zilla Parishad, Vizianagaram now Retired Additional Commissioner, O/o the Commissioner, Panchayat Raj & Rural Employment, Hyderabad here by dropped and orders issued in G.O.Rt. No. 2156, Panchayat Raj & Rural Development (Vig.IV) Department dated. 31.12.2005 has been with drawn the suspension period from 07.05.2001 to 30.11.2003 regularized as " not duty" under F.R. 54 -(A) (3) and under Provisions to FR 54 (B) (7) as the appellant was acquitted by the High Court on benefit of doubt .

8. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R.BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y. Sagareswara Rao, formerly Addl. Commissioner and the then Chief Executive Officer, Zilla Parishad, Vizianagaram through the Commissioner, PR&RE, Hyderabad.
The Commissioner, Panchayat Raj & Rural Employment, Hyderabad

Copy to:-

The District Treasury Officer, Vizianagaram.

The Pay and Accounts Officer, Hyderabad.

The Accountant General, A.P., Hyderabad.

The Chief Executive Officer, Zilla Parishad, Vizianagaram.

The Secretary to A.P. Vigilance Commission, Hyderabad.

The Director General, Anti Corruption Bureau, Hyderabad

Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER